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7

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,	)	No. CR-13-086 WHA
	)	
12 Plaintiff,	)	STIPULATION AND <del>[PROPOSED]</del>
	)	ORDER TO CONTINUE
13	)	
14 v.	)	
	)	
15 CARLOS AMAYA,	)	
	)	
16 Defendant.	)	
	)	

17  
18 The parties jointly request that, subject to the Court's approval, the change of plea  
19 hearing presently set for April 9, 2013 be continued to April 23, 2013 at 2:00 p.m.

20 At the last appearance, the Court set the above-captioned matter over until April 9 for  
21 possible change of plea. Since then, the parties have reached an agreement and the defendant is  
22 prepared to plead guilty; however, defense counsel has since learned that she will be unavailable  
23 on April 9. Accordingly, the parties jointly request that the appearance be continued from April  
24 9, 2013 to April 23, 2013.

25 For the above reasons, the parties stipulate there is good cause – taking into account the  
26 public interest in the prompt disposition of this case – to exclude the time from April 9, 2013 to

1 April 23, 2013 from computation under the Speedy Trial Act, and that failing to exclude that  
2 time would unreasonably deny the defendant and his counsel the reasonable time necessary for  
3 continuity of counsel, taking into account the exercise of due diligence. 18 U.S.C. §  
4 3161(h)(7)(A) and (B)(iv). The parties further agree that the ends of justice would be served by  
5 excluding the time from April 9, 2013 to April 23, 2013 from computation under the Speedy  
6 Trial Act and that the need for the exclusion outweighs the best interests of the public and the  
7 defendant in a speedy trial.

8 IT IS SO STIPULATED.

9  
10 4/4/13  
11 DATED


/s/  
KATHRYN HAUN  
Assistant United States Attorney

12  
13 4/4/13  
14 DATED

/s/  
JODI LINKER  
Assistant Federal Public Defender

15  
16 IT IS SO ORDERED.

17  
18 April 4, 2013.  
19 DATED

  
WILLIAM H. ALSUP  
United States District Judge